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8 UNITED STATES DISTRICT COURT
9 NORTHERN DISTRICT OF CALIFORNIA
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11 THE BOARD OF TRUSTEES OF THE) No. C 08-01137-EMC
CARPENTERS HEALTH AND WELFARE)
12 TRUST FUND FOR CALIFORNIA;)
CARPENTERS VACATION-HOLIDAY TRUST)
13 FUND FOR NORTHERN CALIFORNIA;) EX PARTE APPLICATION FOR
CARPENTERS PENSION TRUST FUND FOR) CONTINUANCE OF CASE
14 NORTHERN CALIFORNIA; CARPENTERS) MANAGEMENT CONFERENCE;
ANNUITY TRUST FUND FOR NORTHERN) [PROPOSED] ORDER
15 CALIFORNIA; and CARPENTERS TRAINING)
TRUST FUND FOR NORTHERN)
16 CALIFORNIA, and CARPENTERS 46)
NORTHERN CALIFORNIA COUNTIES)
17 CONFERENCE BOARD for itself and on behalf)
of NORTHERN CALIFORNIA CARPENTERS)
18 REGIONAL COUNCIL)
19 Plaintiffs,)
20 v.)
21 ACOUSTICTEC, A California Corporation,)
22 Defendant.)

23
24 **TO: THE CLERK OF THE COURT AND DEFENDANT GEOTECH CONSTRUCTION,**
INC., a California Corporation:

25 Pursuant to Civil Local Rule 7-10, Plaintiffs hereby request that the initial case
26 management conference scheduled for June 4, 2008 be continued for 90 days.

27 Pursuant to Federal Rule of Civil Procedure 4(e)(1), Plaintiffs served Defendant with the
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1 Complaint by substituted service under California Code of Civil Procedure section 415.20(b) on
2 March 10, 2008, and mailed the Complaint to Defendant on March 12, 2008, for which service was
3 deemed complete under CCP 415.20(b) on March 22, 2008. Plaintiffs filed the Proof of Service
4 with this Court evidencing such service on March 24, 2008. Given that Defendant AcousticTec
5 has not responded to the Complaint, Plaintiffs will be filing a Request for Entry of Default,
6 followed by a Motion for Default Judgment. Plaintiffs anticipate setting a hearing date on or
7 around August 6, 2008 for their motion.

8 The above stated facts are set forth in the accompanying declaration of Kristina M. Zinnen
9 in Support of Ex Parte Application to Continue Case Management Conference, filed herewith.

10 Dated: May 28, 2008

11 WEINBERG, ROGER & ROSENFELD
12 A Professional Corporation

13 By: /s/
14 KRISTINA M. ZINNEN

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16 **ORDER CONTINUING CASE MANAGEMENT CONFERENCE**

17 Based upon the foregoing Ex Parte Application for Continuance of Case Management
18 Order and Declaration of Kristina M. Zinnen in Support of Ex Parte Application to Continue Case
19 Management Conference, the Court orders a continuance of the case management conference for
20 90 days, or as soon thereafter as a court date is available. In addition, the Court Orders:
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23 Dated:

24 The Honorable Edward M. Chen
25 United States District Court Judge

26 117540/494845